



*JF*  
*AF*

Response Under 37 CFR § 1.116  
Expedited Procedure - Group 1631

In re Application of:

KENNETH JACOBS, et al.

Application No.: 10/821,273

Filed: April 9, 2004

For: SECRETED PROTEINS AND  
POLYNUCLEOTIDES  
ENCODING THEM

Mail Stop AF  
THE COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a Response to Final Office Action in the above-identified application.

No additional fee is required.

The fee has been calculated as shown below

CLAIMS AS AMENDED						
	(2) CLAIMS REMAINING AFTER AMENDMENT		(4) HIGHEST NO. PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL CLAIMS	* 38	MINUS	** 38	= 0	x \$25 \$50	\$0
INDEP. CLAIMS	* 8	MINUS	*** 8	= 0	x \$105 \$210	\$0
Fee for Multiple Dependent claims \$185°/\$370						\$0
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT---						\$0

\* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

Verified Statement claiming small entity status is enclosed, if not filed previously.

A check in the amount of \$\_\_\_\_\_ is enclosed.

Charge \$\_\_\_\_\_ to Deposit Account No. 06-1205.

Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 and 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205. A duplicate copy of this paper is enclosed.

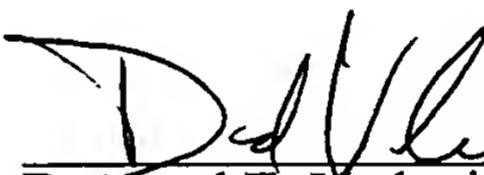
A check in the amount of \$\_\_\_\_\_ to cover the fee for a \_\_\_\_\_ month extension is enclosed.

A check in the amount of \$\_\_\_\_\_ to cover the Notice of Appeal fee is enclosed.

A check in the amount of \$\_\_\_\_\_ to cover the Information Disclosure Statement fee is enclosed.

Applicants' undersigned attorney may be reached in our Costa Mesa, California office by telephone at (714) 540-8700. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



Diamond E. Vadnais  
Attorney for Applicants  
Registration No.: 52,310

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3800  
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Response Under 37 CFR § 1.116  
Expedited Procedure - Group 1631

00766.000101.1

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
KENNETH JACOBS, et al. ) : Examiner: John S. Brusca  
Application No.: 10/821,273 ) : Group Art Unit: 1631  
Filed: April 9, 2004 ) :  
For: SECRETED PROTEINS AND )  
POLYNUCLEOTIDES ) :  
ENCODING THEM ) February 12, 2008

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO FINAL OFFICE ACTION

Sir:

In response to the final Office Action dated June 19, 2007, a timely Notice of Appeal having been filed on December 19, 2007, reconsideration and allowance of the subject application are respectfully requested.